

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant	Johannes Kaeppler
Application No. 10/751,390*	Filing Date: January 5, 2004
Title of Application:	CVD Device with Substrate Holder with Differential Temperature Control
Confirmation No. 2672	Art Unit: 1792
Examiner	Sylvia R. MacArthur

Board of Patent Appeals and Interferences
United States Patent and Trademark Office
Post Office Box 1450
Alexandria, VA 22313-1450

Request for Change of Oral Hearing Date

Dear Sir or Madam

1. Current Oral Hearing Date. A Notice of Hearing was mailed in the above-captioned appeal on April 2, 2009 setting an Oral Hearing date of Wednesday, May 13, 2009.
2. Request for Change of Oral Hearing Date. The reason that the undersigned has an irreconcilable conflict, such that attendance at the Oral Hearing on the date assigned (i.e., Wednesday, May 13, 2009) is not possible, is that the undersigned is scheduled to be in Urbana, IL for a Final Pre-Trial Conference (e.g. leave from Connecticut on Tuesday May 12, 2009 and return from Illinois on Wednesday May, 13, 2009) in Civ. Action No. 2:07-cv-2133 MPM-DGB with Chief Judge Michael P. McCuskey. The trial for the above-listed case is scheduled to commence on Monday, June 1, 2009 and extend through Friday, June 5, 2009. The undersigned prefers not to send substitute counsel to the Oral Hearing, since the undersigned is the one who prosecuted the application to date, and is familiar with the technology and legal issues involved in the appeal. As such, Appellant hereby respectfully asks that a new date be set for the Oral Hearing.

Should any further information be required, Appellant invites the Board to contact the undersigned at the below telephone number.

3. Fee. Applicant believes that no fee is due in connection with the filing of this Response. However, if any fee is due please charge Deposit Account No. 19-4516.

Respectfully submitted,

April 9, 2009

/Wesley W. Whitmyer, Jr./
Wesley W. Whitmyer, Jr., Registration No. 33,558
Steven B. Simonis, Registration No. 54,449
Attorneys for Applicant
ST. ONGE STEWARD JOHNSTON & REENS LLC
986 Bedford Street
Stamford, CT 06905-5619
Tel. 203 324-6155